

DID # 0102063001

206548

UNION PACIFIC RAILROAD COMPANY

LAW DEPARTMENT
101 NORTH WACKER DRIVE, SUITE 1920
CHICAGO, ILLINOIS 60606
FAX NO. 312-777-2065

RONALD J. CUCHNA
GENERAL SOLICITOR
312-777-2040

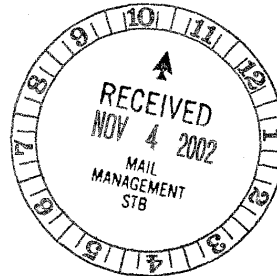


GEORGE H. BRANT
312-777-2051
MACK H. SHUMATE, JR.
312-777-2055
DANIEL R. LA FAVE
312-777-2046
LINDA J. COYLE
312-777-2056
THOMAS W. CUSHING
312-777-2053
FREDERICK P. JOHNSTON, JR.
312-777-2047

November 1, 2002

VIA U.P.S. OVERNIGHT DELIVERY

Mr. Vernon Williams, Secretary
Surface Transportation Board
1925 "K" St., N.W., Room 504
Washington, DC 20423-0001



**RE: Docket AB-33 (Sub-No. 178X), Union Pacific Railroad Company
Abandonment Exemption - In Yuma and Maricopa Counties,
Arizona (Phoenix Subdivision) from M.P. 782.25 near Roll,
Arizona to M.P. 858.86 near Arlington, Arizona, a Distance
of 76.61 Miles**

Dear Mr. Williams:

Pursuant to the Board's exemption procedures for abandonment of rail lines with no local business for at least two years, (49 C.F.R. 1152.50), enclosed are an original and ten (10) copies of a verified Notice of Exemption, including a Certificate of Service and Publication.

Please file the Notice of Exemption in Docket No. AB-33 (Sub-No. 178X). Enclosed is a check for \$2,700.00 for the filing fee.

Even though this filing is less than 20 pages in length, three (3) disks, in WordPerfect format, are included for your use.

Sincerely yours,

Mack H. Shumate, Jr.
Senior General Attorney

Enclosures

cc: All parties of record

O:\ABANDON\33-178X\STBNOE2.WPD

FILED

NOV 4 - 2002

**SURFACE
TRANSPORTATION BOARD**

ENTERED
Office of Proceedings

NOV 4 2002

Part of
Public Record

FEE RECEIVED

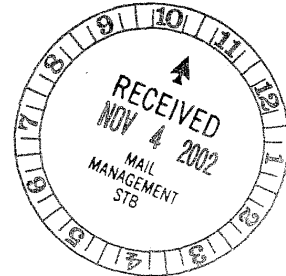
NOV 4 2002

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**SURFACE
TRANSPORTATION BOARD**

206548

Before the
SURFACE TRANSPORTATION BOARD



Docket No. AB-33 (Sub-No. 178X)

UNION PACIFIC RAILROAD COMPANY
-- ABANDONMENT EXEMPTION --
IN YUMA AND MARICOPA COUNTIES, ARIZONA
(PHOENIX SUBDIVISION)

NOTICE OF EXEMPTION

FEE RECEIVED

NOV 4 2002

**SURFACE
TRANSPORTATION BOARD**

UNION PACIFIC RAILROAD COMPANY

Mack H. Shumate, Jr., Senior General Attorney
101 North Wacker Drive, Room 1920
Chicago, Illinois 60606
(312) 777-2055
(312) 777-2065 FAX

Dated: November 1, 2002
Filed: November 3, 2002

FILED

NOV 4 - 2002

**SURFACE
TRANSPORTATION BOARD**

ENTERED
Office of Proceedings

NOV 4 2002

Part of
Public Record

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Before the
SURFACE TRANSPORTATION BOARD

Docket No. AB-33 (Sub-No. 178X)

UNION PACIFIC RAILROAD COMPANY
-- ABANDONMENT EXEMPTION --
IN YUMA AND MARICOPA COUNTIES, ARIZONA
(PHOENIX SUBDIVISION)

NOTICE OF EXEMPTION

Union Pacific Railroad Company ("UP") submits this verified Notice of Exemption pursuant to 49 § C.F.R. 1152, Subpart F -- Exempt Abandonments and Discontinuances of Service and Trackage Rights, for an exempt abandonment of the Phoenix Subdivision from milepost 782.25 near Roll, Arizona to milepost 858.86 near Arlington, Arizona, a distance of 76.61 miles in Yuma and Maricopa Counties, Arizona, (the "Line").

Proposed Consummation Date: 49 C.F.R. § 1152.50 (d)(2)

The abandonment is proposed to be consummated on or after December 24, 2002 (at least 50 days after filing the Notice of Exemption).

Certification: 49 C.F.R. 1152.50(b)

UP certifies that no local traffic has moved over the Line for at least two years; and that no formal complaint filed by a user of rail service on the Line (or filed by a state or local governmental entity acting on behalf of such user) regarding cessation of service over the Line either is pending with this Board or any U.S. District Court or

has been decided in favor of the complainant within the two-year period. The Line has a history of limited erratic use for the nonrevenue temporary storage of empty railcars by the UP. The Line has not been used as an overhead route for the past two (2) years.

Additional Information Required: 49 C.F.R. 1152.22(a)(1)-(4), (7)-(8) and (e)(4)

(a) General.

(a)(1) The railroads' exact name is Union Pacific Railroad Company.

(a)(2) UP is a common carrier by railroad subject to 49 U.S.C. Subtitle IV, Chapter 105.

(a)(3) UP intends to abandon the Line from milepost 782.25 near Roll, Arizona to milepost 858.86 near Arlington, Arizona, a distance of 76.61 miles. The Line is located in Yuma and Maricopa counties, Arizona.

(a)(4) A map showing the location of the Line in conjunction with other rail lines, highways and major roads in the area is attached as hereto as **Exhibit A** and hereby made a part hereof.

(a)(7) The representative to whom correspondence regarding this abandonment should be sent is:

Mack H. Shumate, Jr., Senior General Attorney
Union Pacific Railroad Company
101 North Wacker Drive, Room 1920
Chicago, Illinois 60606
(312) 777-2055
(312) 777-2065 FAX

(a)(8) ZIP Code. The Line traverses U. S. Postal Service Zip Codes 85322, 85326, 85333, 85347, 85354 and 85356.

VERIFICATION

STATE OF NEBRASKA)
) ss:
COUNTY OF DOUGLAS)

I, RAYMOND E. ALLAMONG, JR., Manager Rail Line Planning of Union Pacific Railroad Company, declare under penalty of perjury, under the laws of the United States of America, that I have read the foregoing document and that its assertions are true and correct to the best of my knowledge, information and belief. I further declare that I am qualified and authorized to submit this verification on behalf of Union Pacific Railroad Company. I know that willful misstatements or omissions of material facts constitute Federal criminal violations punishable under 18 U.S.C. 1001 by imprisonment up to five years and fines up to \$10,000 for each offense. Additionally, I know that these misstatements are punishable as perjury under 18 U.S.C. 1621, which provides for fines up to \$2,000 or imprisonment up to five years for each offense.

Dated at Omaha, Nebraska, this 25th day of October, 2002.

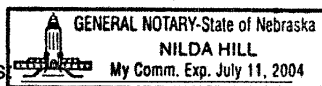

Raymond E. Allamong, Jr.

SUBSCRIBED AND SWORN TO
before me this 25th day of
October, 2002.



Notary Public

My Commission expires








MP 782.25 TO MP 858.86
PHOENIX LINE A TOTAL OF 76.61 MILES
IN YUMA AND MARICOPA COUNTIES, ARIZONA.

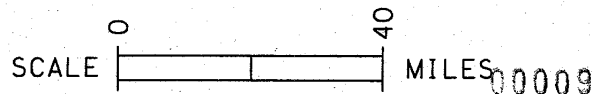
STATION	MILE POST	AGENCY
GROWLER	793.2	NO
KOFA	802.5	NO
HORN	812.38	NO
HYDER	822.3	NO
SADDLE	841.1	NO
GILLESPIE	851.0	NO

SUPPLEMENTAL MAPS TO SHOW ALL BRIDGE LOCATIONS

L E G E N D

-  UPRR LINE TO BE DISCONTINUED
 OTHER UPRR LINES
 OTHER RAILROADS
 PRINCIPAL HIGHWAYS
 OTHER ROADS

UNION PACIFIC RAILROAD CO.
PHOENIX LINE



ab072
January 16, 2001

DOCKET NO. AB-33 (SUB-NO. 178X)
Phoenix Subdivision in Yuma and Maricopa Counties, AZ

CERTIFICATE OF SERVICE AND PUBLICATION

49 C.F.R. § 1152.50(d)(1) - Notice

The undersigned certifies that on October 23, 2002 (at least 10 days before a Notice of Exemption is filed), written notice was given of Union Pacific's intent to use the exemption notice procedure to abandon the Phoenix Subdivision in Yuma and Maricopa Counties, Arizona in Docket No. AB-33 (Sub-No. 178X). Written notice (a copy of which is attached hereto as Attachment 1) was served on the following:

Arizona Department of Commerce
3800 North Central Avenue
Suite 1500
Phoenix, AZ 85012

Arizona Department of Environmental
Quality
3033 North Central Avenue
Phoenix AZ 85012

National Park Service
William D. Shaddox
Chief, Land Resources Division
1849 "C" St., N.W., #MS2540
Washington, D.C. 20240

U.S. Department of Agriculture
Chief of the Forest Service
4th Floor NW, Auditors Bldg.
14th Street & Independence Ave., SW
Washington, D.C. 20250

Military Traffic Management Command
Transportation Engineering Agency
Attn: Railroads for National Defense
720 Thimble Shoals Blvd., Suite 130
Newport News, VA 23606-2574

49 C.F.R. § 1105.11 - Transmittal Letter For Applicant's Report

The undersigned certifies that on October 11, 2002 (at least 20 days before a Notice of Exemption is filed), a Combined Environmental and Historic Report

pursuant to 49 C.F.R. §§ 1105.7 and 1105.8 was served in Docket No. AB-33 (Sub-No. 178X) for abandonment of the Phoenix Subdivision in Yuma and Maricopa Counties, Arizona on the following:

- (1) State Clearinghouse (or alternate)
- (2) State Environmental Protection Agency
- (3) State Coastal Zone Management Agency
- (4) Head of each County
- (5) U.S. Environmental Protection Agency (regional office)
- (6) U.S. Fish and Wildlife Service
- (7) U.S. Army Corps of Engineers
- (8) National Park Service
- (9) U.S. Natural Resources Conservation Service
- (10) The National Geodetic Survey
- (11) State Historic Preservation Office
- (12) Other Agencies Consulted (as listed)

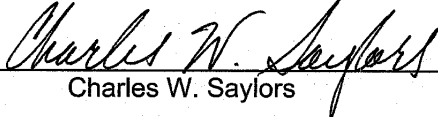
(The Certificate of Service attached to the Combined Environmental and Historic Report lists the names and addresses of the federal, state and local agencies served.)

49 C.F.R. § 1105.12 - Newspaper Notice

The undersigned further certifies that a "Notice of Intent to Abandon or to Discontinue Rail Service" was published in the form prescribed by the Board for a Notice of Exemption. The notice was published one time in a major newspaper in the county in which the Line is located as follows:

<u>County</u>	<u>Newspaper</u>	<u>Date</u>
Yuma	<i>Yuma Sun</i>	November 1, 2002
Maricopa	<i>Arizona Capitol Times</i>	November 1, 2002

Dated this 1st day of November, 2002.


Charles W. Saylor

UNION PACIFIC RAILROAD COMPANY

LAW DEPARTMENT
101 NORTH WACKER DRIVE, SUITE 1920
CHICAGO, ILLINOIS 60606
FAX NO. 312-777-2065



October 23, 2002

RONALD J. CUCHNA
GENERAL SOLICITOR
312-777-2040

ATTACHMENT 1
TO EXHIBIT B
AB33 (SUB-No 178X)

GEORGE H. BRANT
312-777-2051
MACK H. SHUMATE, JR.
312-777-2055
DANIEL R. LA FAVE
312-777-2046
LINDA J. COYLE
312-777-2056
THOMAS W. CUSHING
312-777-2053
FREDERICK P. JOHNSTON, JR.
312-777-2047

Arizona Department of Commerce
3800 North Central Avenue
Suite 1500
Phoenix, AZ 85012

Arizona Department of
Environmental Quality
3033 North Central Avenue
Phoenix AZ 85012

National Park Service
William D. Shaddox
Chief, Land Resources Division
1849 "C" St., N.W., #MS2540
Washington, D.C. 20240

U.S. Department of Agriculture
Chief of the Forest Service
4th Floor NW, Auditors Bldg.
14th Street & Independence
Ave., SW
Washington, D.C. 20250

Military Traffic Management
Command
Transportation Engineering
Agency
Attn: Railroads for National
Defense
720 Thimble Shoals Blvd.,
Suite 130
Newport News, VA 23606-2574

**Re: Proposed Abandonment of the Phoenix Subdivision from
Milepost 782.25 near Roll to Milepost 858.86 near
Arlington, a distance of 76.61 miles in Yuma and
Maricopa Counties, Arizona; STB Docket No. AB-33
(Sub-No. 178x)**

Dear Sirs:

This is notice that Union Pacific Railroad Company intends to abandon the Phoenix Subdivision from Milepost 782.25 near Roll to Milepost 858.86 near Arlington, a distance of 76.61 miles in Yuma and Maricopa Counties, Arizona (the "Line"). The Line traverses U. S. Postal Service Zip Codes 85322, 85326, 85333, 85347, 85354, and 85356. The proceeding will be docketed as No. AB-33 (Sub-No. 178X).

The "no business" exemption procedure will be used to abandon the Line, pursuant to the abandonment regulations of the Surface Transportation Board at 49 C.F.R. Section 1152.50. No local traffic has moved over the Line in at least two years and any overhead traffic on the rail line segment (which there is

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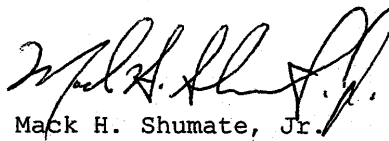
October 23, 2002
Page 2

none) can be rerouted. A Notice of Exemption will be filed with the Surface Transportation Board on or after November 4, 2002.

Based on information in our possession, the Line does not contain federally granted rights-of-way. Any documentation in the Railroad's possession will be made available promptly to those requesting it.

A map showing the Line to be abandoned is attached, for your information.

Sincerely,



Mack H. Shumate, Jr.
Senior General Attorney

Attachment

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UNION PACIFIC RAILROAD COMPANY

LAW DEPARTMENT
101 NORTH WACKER DRIVE, SUITE 1920
CHICAGO, ILLINOIS 60606
FAX NO. 312-777-2065



RONALD J. CUCHNA
GENERAL SOLICITOR
312-777-2040

EXHIBIT C

GEORGE H. BRANT
312-777-2051
MACK H. SHUMATE, JR.
312-777-2055
DANIEL R. LA FAVE
312-777-2046
LINDA J. COYLE
312-777-2056
THOMAS W. CUSHING
312-777-2053
FREDERICK P. JOHNSTON, JR.
312-777-2047

October 10, 2002

VIA U.P.S. OVERNIGHT DELIVERY

Surface Transportation Board
Section of Environmental Analysis
1925 "K" St., N.W., Room 504
Washington, DC 20423-0001

ATTN: Victoria Rutson

**RE: Docket AB-33 (Sub-No. 178X), Union Pacific Railroad Company
Abandonment Exemption - In Yuma and Maricopa Counties,
Arizona (Phoenix Subdivision) from M.P. 782.25 near Roll,
Arizona to M.P. 858.86 near Arlington, Arizona, a Distance
of 76.61 Miles**

Dear Ms. Rutson:

Enclosed for filing in the above-referenced docket is the original and ten (10) copies of a Combined Environmental and Historic Report prepared pursuant to 49 C.F.R. §1105.7 and §1105.8, with a Certificate of Service, and a transmittal letter pursuant to 49 C.F.R. §1105.11. Three (3) computer diskettes each of the Combined Environmental and Historic Report and the bridge photographs are also enclosed.

Union Pacific Railroad Company anticipates filing a Notice of Exemption in this matter on or after October 31, 2002.

Sincerely yours,

A handwritten signature in dark ink, appearing to read "Mack H. Shumate, Jr.", written over a horizontal line.

Mack H. Shumate, Jr.
Senior General Attorney

Enclosures

O:\ABANDON\33-178X\STBNOE.WPD

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CERTIFICATE OF SERVICE
OF THE
COMBINED ENVIRONMENTAL AND HISTORIC REPORT

The undersigned hereby certifies that a copy of the foregoing Combined Environmental and Historic Report in Docket No. AB-33 (Sub-No. 178X), the Phoenix Subdivision in Maricopa and Yuma Counties, Arizona was served by first class mail on the 10th day of October, 2002 on the following:

State Clearinghouse (or alternate):

Arizona State Clearinghouse
3800 North Central Avenue
Fourteenth Floor
Phoenix, AZ 85012

State Environmental Protection Agency:

Arizona Department of Environmental Quality
3033 North Central Avenue
Phoenix AZ 85012

State Coastal Zone Management Agency
(if applicable):

Not Applicable

Head of each County:

Yuma County Board of Supervisors
198 South Main Street, Floor 2
Yuma, AZ 85364

Maricopa Board of Supervisors
301 West Jefferson Street
Phoenix, AZ 85003

Environmental Protection Agency
(regional office):

U.S. Environmental Protection Agency
Region 9
75 Hawthorne Street
San Francisco, CA 94105

U.S. Fish and Wildlife:

U.S. Fish & Wildlife Service, Region 2
P. O. Box 1306
Albuquerque, NM 87103-1306

U.S. Army Corps of Engineers:

U.S. Army Engineer District
Los Angeles
P. O. Box 2711
Los Angeles, CA 90053-2325

National Park Service:

William D. Shaddox
Chief, Land Resources Division
National Park Service
800 North Capitol Street, NE., Room 540
Washington, D.C. 20002

U.S. Natural Resources Conservation Service:

State Conservationist
Natural Resource Conservation Service
0003 North Central Avenue, Suite 800
Phoenix, AZ 85012-2945

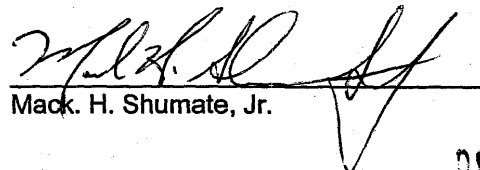
National Geodetic Survey:

National Geodetic Survey
Edward J. McKay, Chief
Spatial Reference System Division
NOAA N/NGS2
1315 E-W Highway
Silver Spring, MD 20910-3282

State Historic Preservation Office:

William S. Collins, Ph.D.
Deputy State Historic Preservation Officer
State Historic Preservation Office
Arizona State Parks
1300 West Washington
Phoenix, AZ 85007

Dated this 10th day of October, 2002.


Mack. H. Shumate, Jr. 00016
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UNION PACIFIC RAILROAD COMPANY

LAW DEPARTMENT
101 NORTH WACKER DRIVE, SUITE 1920
CHICAGO, ILLINOIS 60606
FAX NO. 312-777-2065

RONALD J. CUCHNA
GENERAL SOLICITOR
312-777-2040



October 10, 2002

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State Clearinghouse (or alternate):

Arizona State Clearinghouse
3800 North Central Avenue
Fourteenth Floor
Phoenix, AZ 85012

State Environmental Protection Agency:

Arizona Department of Environmental Quality
3033 North Central Avenue
Phoenix AZ 85012

State Coastal Zone Management Agency

(if applicable):

Not Applicable

Head of each County:

Yuma County Board of Supervisors
198 South Main Street, Floor 2
Yuma, AZ 85364

Maricopa Board of Supervisors
301 West Jefferson Street
Phoenix, AZ 85003

Environmental Protection Agency

(regional office):

U.S. Environmental Protection Agency
Region 9
75 Hawthorne Street
San Francisco, CA 94105

U.S. Fish and Wildlife:

U.S. Fish & Wildlife Service, Region 2
P. O. Box 1306
Albuquerque, NM 87103-1306

U.S. Army Corps of Engineers:

U.S. Army Engineer District
Los Angeles
P. O. Box 2711
Los Angeles, CA 90053-2325

National Park Service:

William D. Shaddox
Chief, Land Resources Division
National Park Service
800 North Capitol Street, NE., Room 540
Washington, D.C. 20002

U.S. Natural Resources Conservation Service:

State Conservationist
Natural Resource Conservation Service
0003 North Central Avenue, Suite 800
Phoenix, AZ 85012-2945

National Geodetic Survey:

National Geodetic Survey
Edward J. McKay, Chief
Spatial Reference System Division
NOAA N/NGS2
1315 E-W Highway
Silver Spring, MD 20910-3282

State Historic Preservation Office:

William S. Collins, PhD.
Deputy State Historic Preservation Officer
State Historic Preservation Office
Arizona State Parks
1300 West Washington

Re: Proposed Abandonment of the Phoenix Subdivision from Milepost 782.25 near Roll to Milepost 858.86 near Arlington, a distance of 76.61 miles in Yuma and Maricopa Counties, Arizona; STB Docket No. AB-33 (Sub-No. 178x)

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October 10, 2002
Page 2

AB-33 (Sub-No. 178X

Dear Sirs:

On or after October 31, 2002, we expect to be filing with the Surface Transportation Board (STB or Board) a Notice of Exemption to abandon and discontinue operations over the Phoenix Subdivision from milepost 782.25 near Roll to milepost 858.86 near Arlington, a distance of 76.61 miles in Yuma and Maricopa Counties, Arizona (the "Line"). The Line traverses U. S. Postal Service Zip Codes 85322, 85326, 85333, 85347, 85354, and 85356. Attached is a Combined Environmental and Historic Report which describes the proposed action and any expected environmental and historic effects, as well as a map of the affected area.

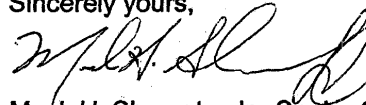
We are providing this report so that you may review the information that will form the basis for the STB's independent environmental analysis of this proceeding. If any of the information is misleading or incorrect, if you believe that pertinent information is missing, or if you have any questions about the Board's environmental review process, please contact the Section of Environmental Analysis (SEA) at the following address, and refer to the above-referenced Docket Numbers:

Surface Transportation Board
Section of Environmental Analysis (SEA)
1925 K Street, N.W., Room 504
Washington, D.C. 20423-0001
Telephone (202) 565-1545

Because the applicable statutes and regulations impose stringent deadlines for processing this action, your written comments to SEA (with a copy to our representative) would be appreciated within three weeks.

Your comments will be considered by the Board in evaluating the environmental and/or historic preservation impacts of the contemplated action. If there are any questions concerning this proposal, please contact our representative directly at the address and telephone number indicated below.

Sincerely yours,



Mack H. Shumate, Jr., Senior General Attorney
101 North Wacker Drive, Room 1920
Chicago, Illinois 60606
(312) 777-2055
(312) 777-2065 FAX

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O:\ABANDONMENTS\33-178X\ENV.WPD

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